IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI NORTHERN DIVISION

JAMES D. JOHNSON, as next friend to Olivia Y., et al.

PLAINTIFFS

VS.

CIVIL ACTION NO.: 3:04-CV-251-TSL-FKB

PHIL BRYANT, as Governor of the State of Mississippi, et al. **DEFENDANTS**

DECLARATION OF DEWITT L. ("RUSTY") FORTENBERRY, JR.

- I, Dewitt L. ("Rusty") Fortenberry, Jr., declare as follows pursuant to 28 U.S.C. §1746:
- 1. I am over the age of 18 and have personal knowledge of the facts set forth below.
- 2. I was admitted to the Mississippi Bar in 1984 and have been a member of the Bar since my admission. I am counsel for the Defendants and am familiar with the facts and history of this litigation.
- 3. The hourly rates that the State of Mississippi Defendants paid Plaintiffs' attorneys and paralegals for work performed from December 1, 2013 through November 30, 2014 were as follows:
 - Marcia Robinson Lowry \$318.00 per hour
 - Sara Robinson-Glasser \$240.00 per hour
 - W. Wayne Drinkwater \$267.75 per hour
 - Michael Bentley \$198.00 per hour
 - paralegals \$113.00 per hour.

EXHIBIT

4. I declare under the penalty of perjury, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct to the best of my personal knowledge.

DATED: 45 2016

Dewitt L. (Rusty) Fortenberry, Jr.